IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

Bail Appl..No. 3902 of 2007(B)

CMP.5398/2007 of J.M.F.C.-I,NEDUMANGAD
CRIME NO.223/07 OF PALODE POLICE STATION

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PETITIONERS/ACCUSED 1 AND 2

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1. BAIJU, S/O KUNJAPPI,
LEKSHMI BHAVAN, KALYANI KARIKKAKAM,
IDINJAR, ANAD MURI, THENNUR VILLAGE.

2. SELVARAJ, S/O DAVID,
ADIYODI COLONY, IDINJAR, -DO-

BY ADV. SRI.A.RAJASIMHAN

RESPONDENTS: COMPLAINANT

SUB INSPECTOR OF POLICE,
PALODE POLICE STATION, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 3902 of 2007

Dated this the 28th day of June, 2007

ORDER

Application for regular bail. The petitioners - two in number, face allegations under the Kerala Abkari Act. They were allegedly found to be in possession of 1.5 litres of arrack on 12/6/07. They were arrested and continue in custody from that date. Final report/charge sheet has already been filed on 16/6/07.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioners shall be released on bail on the following terms and conditions:

(i) The petitioners shall execute bonds for Rs.25,000/-

each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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